

Joseph J. Saltarelli
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Attorneys for Wachovia Bank, N.A.

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	
COASTAL SHEET METAL CORP.,	:
	:
Plaintiff,	:
	:
- against -	:
	:
WACHOVIA BANK, N.A.,	:
	:
Defendant.	:
-----X	

07-CV-6898-LAP

NOTICE OF MOTION

PLEASE TAKE NOTICE that, upon the Declaration of Joseph J. Saltarelli, executed September 21, 2007, with exhibit thereto, the Affidavit of Timothy O. Merck, sworn September 21, 2007, with exhibits thereto, and the accompanying Memorandum of Law, Defendant Wachovia Bank, N.A., moves, pursuant to Fed. R. Civ. P. 12(b)(6), for an order dismissing the Complaint, and awarding costs, disbursements and such other relief as the Court deems just.

Dated: New York, New York
September 21, 2007

Respectfully Submitted,

HUNTON & WILLIAMS LLP

By: Joseph J. Saltarelli
Joseph J. Saltarelli
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200 Park Avenue
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Attorneys for Wachovia Bank, N.A.

TO: Steven R. Montgomery, Esq.
SULLIVAN GARDNER PC
475 Park Avenue South, 33rd Floor
New York, New York 10016

Attorneys for Plaintiff

DECLARATION OF SERVICE


Bradford C. Mulder, hereby declares under penalty of perjury, pursuant to 28 U.S.C. § 1746, that:

I am the Managing Clerk for the law firm of Hunton & Williams LLP, attorneys for Wachovia Bank, N.A.

That on September 21, 2007, I served a true copy of the attached Notice of Motion, on Plaintiff's counsel via the Court's ECF System and via First Class Mail, to the address listed below, by depositing the same in a duly enclosed and sealed wrapper, with the correct postage thereon, in an official letter box duly maintained by the Government of the United States of America within the State of New York.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 21, 2007.


Bradford C. Mulder

TO: Brian L. Gardner, Esq.
Sullivan Chester & Gardner, P.C.
475 Park Avenue South, 33rd Floor
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